

sale shall be directed accordingly, and the rules herein laid down relative to a sale by order of the said court shall be observed.

Unless this section or sections 138 or 143 is complied with, no *ex parte* distribution will afford protection to the administrator. *Alexander v. Leakin*, 72 Md. 204; *Hoffman v. Hoffman*, 88 Md. 62; *Shriver v. State*, 65 Md. 282; *Willson v. McCarty*, 55 Md. 283; *Smith v. Stockbridge*, 39 Md. 645; *Donaldson v. Raborg*, 26 Md. 327; *Hanson v. Worthington*, 12 Md. 441.

Under this section and section 235, the Orphans' court has power to divide leasehold property among the parties entitled although some of them may be infants. Procedure. *Williams v. Holmes*, 9 Md. 287.

Until there is a complete distribution, the orphans' court has jurisdiction to order a sale of the property for final distribution. When there has not been complete distribution. *Woelfel v. Evans*, 74 Md. 349. And see *Scott v. Fox*, 14 Md. 395.

A sale directed by the orphans' court held to be authorized by this section. *Crawford v. Blackburn*, 19 Md. 42.

This section referred to as showing that it is not the duty of an executor to reduce the assets to cash. *Evans v. Iglehart*, 6 G. & J. 192. (And see note (i) to this case.)

This section referred to as indicating that a final account so far as debts are concerned, must be stated before the orphans' court can order legacies paid, or distribution made. *Lowe v. Lowe*, 6 Md. 354. Cf. *Clarke v. Sandrock*, 113 Md. 426.

This section referred to in construing section 70—see notes thereto. *Smith v. Dennis*, 33 Md. 449.

Cited but not construed in *Myers v. Safe Deposit Co.*, 73 Md. 424; *Donaldson v. Raborg*, 28 Md. 56.

See notes to sections 138 and 143.

1904, art. 93, sec. 137. 1888, art. 93, sec. 138. 1860, art. 93, sec. 139.

1810, ch. 134, sec. 5.

138. Whenever a distribution of specific articles is to be made, the orphans' court may appoint two disinterested persons, not in any way related to the parties concerned, to make such distribution amongst the persons entitled as to them shall seem meet and proper; or if, in their opinion, upon a view of such articles, no distribution amongst the persons entitled could be made by them, which would operate equally, but a sale thereof would be more advantageous to them, they shall return to the orphans' court their opinion in writing, and the court shall thereupon order a sale of such articles upon reasonable notice, and cause the proceeds of such sale to be equally distributed among the parties entitled.

This section is not obligatory on the orphans' court; it may resort to section 137. *Crapster v. Griffith*, 2 Bl. 12.

See notes to sec. 137.

Ibid. sec. 138. 1888, art. 93, sec. 139. 1884, ch. 49.

139. Whenever an account is passed in the orphans' court, either by an executor or administrator, whereby distribution of chattels real is made to the legatees thereof, or to the parties thereto entitled in the course of distribution, the orphans' court shall, upon the passing of such account, pass an order directing the executor or administrator to convey such chattels real to the distributees or legatees thereof; and the executor or administrator shall thereupon so convey the same to such distribu-